

1 STEVEN G. KALAR
Federal Public Defender
2 VARELL L. FULLER
Assistant Federal Public Defender
3 55 South Market Street, Suite 820
San Jose, CA 95113
4 Telephone: (408) 291-7753
5 Counsel for Defendant KIBBEE

FILED

DEC 12 2014

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 12-00701-DLJ
12)
Plaintiff,)
13 v.) **STIPULATION TO EXTEND SELF-**
14) **SURRENDER DATE; [~~PROPOSED~~]**
15) **ORDER**
BRENDA JO KIBBEE,) Honorable Beth Labson Freeman
16)
Defendant.) DUTY JUDGE

17 **STIPULATION**

18 Defendant Brenda Jo Kibbee, by and through Assistant Federal Public Defender Varell L.
19 Fuller and the United States, by and through United States Department of Justice Trial Attorney
20 Matthew J. Kluge, hereby stipulate that, with the Court's approval, the defendant's December
21 16, 2014, self-surrender, may be extended to January 27, 2015.

22 The defendant, Ms. Kibbee was sentenced to 9-months in custody following her guilty
23 plea to failure to pay excise tax on wine, in violation of 26 U.S.C. § 5661(a). The Court ordered
24 her to self-surrender by 2:00 p.m. on December 16, 2014, to her BOP facility or to the San Jose
25 Marshal's Office. Counsel for Ms. Kibbee is reasonably advised that the reason for the
26 requested extension is Ms. Kibbee respectfully request that she be permitted additional time to

STIPULATION TO EXTEND SURRENDER
DATE; [~~PROPOSED~~] ORDER

1 assist her oldest daughter with the birth of her child and to complete the training of her
2 replacement at her place of employment.

3 For the foregoing reasons, the parties stipulate that her self surrender date may be
4 extended and respectfully ask that the Court extend Ms. Kibbee's self-surrender date to January
5 27, 2015. Ms. Kibbee remains under Pretrial Services supervision and has been compliant with
6 all pretrial release conditions as ordered. Counsel for Ms. Kibbee has consulted with Pretrial
7 Services Officer Carol Mendoza, who supervises Ms. Kibbee, and she has no objection to the
8 requested extension.

9 Accordingly, it is respectfully requested that the Court extend Ms. Kibbee's self-
10 surrender date to January 27, 2015.

11 IT IS SO STIPULATED.

12 Dated: December 10, 2014

13 /s/
VARELL L. FULLER
Assistant Federal Public Defender

15 Dated: December 10, 2014

16 /s/
MATTHEW J. KLUGE
Trial Attorney, Tax Division
United States Department of Justice

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRENDA JO KIBBEE,

Defendants.

No. 12-00701-DLJ


**[REDACTED] ORDER EXTENDING
SELF-SURRENDER DATE**

Honorable Beth Labson Freeman

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that Ms. Kibbee's self-surrender date is hereby extended from December 16, 2014, to January 27, 2015. IT IS FURTHER ORDERED, that she shall surrender for service of the sentence previously imposed in this matter by 2:00 p.m. on January 27, 2015, to the BOP facility to which she has been designated or the San Jose United States Marshal's Office.

IT IS SO ORDERED.

Dated: Dec 12, 2014


HON. BETH LABSON FREEMAN
United States District Court Judge